



that claims 1-5 and 13-28 be reinstated for consideration as being drawn to the elected invention.

Election/Restriction

The Office Action mailed January 10, 2003 identified three inventions as follows:

Class I: 1-5 and 21-28 directed to the waste fluid line with an air break;

Class II: 6-12 and 29-36 directed to using a sterile filter in the replacement fluid path;  
and

Class III: 13-20 directed to extended use features.

In paper no. 11, Applicant elected the group II invention and requested amendment of claims 1, 2, 3, 4, 5, 13, and 15. The amendments, which were apparently not entered or acknowledged in the Office Action, were effective to cause these claims to be directed to the elected invention. Applicant therefore requests entry of the amendment as entered in paper no. 11. The list of claims is drafted under the assumption that the amendments to claims 1, 2, 3, 4, 5, 13, and 15 are entered.

Note that Applicant's attorney thanks the Examiner for discussing the claims and that in consideration of the Examiner's concerns about the creation of species-election issues, Applicant has further amended claim 13 and canceled claim ~~14~~ and ~~16-19~~. Also claims ~~21-~~ 28 are canceled. The Applicant earnestly believes the remaining claims are directed to the elected invention and do not introduce new issues for examination.